

**CITIZENS' REVIEW BOARD ON POLICE PRACTICES
MINUTES OF THE MEETING**

Tuesday, February 28, 2012
Valencia Park/Malcolm X Library
5148 Market Street
San Diego, CA 92114

Members Present:

Sandra Arkin	Jim Herrera	Barbara Penn
Bill Beck	Godwin Higa	Stuart Simmons
Dian Black	Jim Hurl	Alexis Torrey
Harry Bonnell	James Kaese, 1 st Vice Chair	Nancy Vaughn
Benetta Buell-Wilson	Jason Kaplan	Anthony Wagner
Dan Frazee, Chair	Yuki Marsden, 2 nd Vice Chair	William Yee
Michael Freedman	Lucy Pearson	

Members Excused:

David Brown	Robin Kaufman
-------------	---------------

Prospective Members Present:

Fred Hornbeck	Ken Martone
Marty Workman	Pauline Theodore

Staff Present:

Danell Scarborough, Executive Director, CRB
Denise Sandoval, Executive Secretary, Administration Department/CRB
Sharon Marshall, Deputy City Attorney, City Attorney's Office
David Ramirez, Executive Assistant Chief, San Diego Police Department
Dan Christman, Lieutenant, Internal Affairs, San Diego Police Department
Jorge Duran, Lieutenant, Internal Affairs, San Diego Police Department
Rich Metz, Sergeant, Internal Affairs, San Diego Police Department

- I. CALL TO ORDER:** The meeting was called to order by Chair, Dan Frazee at 6:30 p.m.
- II. MINUTES APPROVAL:** Minutes of meeting on January 24, 2012 were unanimously approved.
- III. NON-AGENDA PUBLIC COMMENT:**
- Sharon Bair - Expressed dissatisfaction with the length of time her case is taking.
 - David Beck-Brown – Expressed dissatisfaction with outcome of his case.
 - Tom Tanana – Would like to file a complaint.
- IV. PRESENTATION: “Contempt of Cop”**
Michael L. Crowley, Attorney at Law
Michael R. Marrinan, Attorney at Law
ACLU Speakers Bureau

V. OLD BUSINESS:

- A. Pursuing funding for transcription of interviews – Nancy Vaughn
 - Motion made by Nancy Vaughn to move the “Old Business” to the top of the agenda, 2nd by Mike Freedman and the Motion passes and open for discussion.
 - There was extensive discussion regarding the in essence report vs. the transcription option
 - Chief Ramirez clarifies that if it is the Citizens’ Review Board’s decision to go forward with the transcription then the Police Department will support it.
 - Motion made by Harry Bonnell to present the proposal to the City Council Members for discussion.
 - Motion 2nd and open for discussion. Harry Bonnell tabled his original Motion
 - Motion made by Bill Beck to send a letter to the Mayor and the City Council in support of transcribing portions of cases given to the CRB. Motion Fails
 - Nancy Vaughn invited all those who want to send their own personal letter to do so.

Motion was made/passed that the Board continue past the original adjournment time of 8:00PM
Agenda items: Training Reports and the Committee Reports are continued.

VI. BOARD MEMBER ANNOUNCEMENTS/COMMENTS:

- A. NACOLE Update – Sandra Arkin
 - The local committee is responsible for raising \$20-\$25,000 to pay for the formal reception to be held on the Midway, the welcome bags, printing, thumb drives, and other miscellaneous items.
 - The total raised so far is \$10,000 from the County, \$2000 from the CRB and CLERB members, and \$5000 from the Weingart Foundation for a donation from Murray Galinson who was the first Chair for the CRB. A challenge of \$250 has been issued by both a CLERB and a CRB member. Any donations to NACOLE are tax-deductable.
 - A committee to work on the welcome bags is being formed. Any CRB members interested in helping should contact Sandra Arkin or Patrick Hunter.
 - The NACOLE Board met in San Diego in January. They wanted to meet with local leaders so appointments were set with Mayor Sanders, Chief Lansdowne and Chief Ramirez, Sheriff Gore, Probation Chief Jenkins, County GAO Eckard, and DA Dumanis.
 - The NACOLE Board has reviewed the RFP’s for the conference. Proposals have been selected by the Board. The theme of the conference will be “Building Community Trust”.
 - The Monarch School Steel Band will play at the opening reception. The closing reception will be held on the Midway.
 - One of the keynote speakers has confirmed. He is Erwin Chemerinsky, Founding Dean, UC Irvine School of Law.

VII. DISCUSSION/ACTION ITEMS:

- A. Red Binder Action Plan and Committee – Barbara Penn
 - Hand out provided for comparison with track changes shown.
 - Input needs to be received by the committee within 30 days.
- B. Occupy San Diego Comments

Themes of Occupy SD Comments from Meeting of January 28, 2012

- Excessive use of Force
- Inconsistent application of ordinances/laws
- Obstruction of the use of cameras and videos
- Questioning the strategy used in response to the Occupy movement

C. Channel 10 Investigative Report

- Dan Frazee provided overview of media coverage
- A letter was read by Anthony Wagoner in response to the investigative report.
- The Executive Director reminded the Board that the only people that could speak for the Board are the Chair and the Executive Director.

VIII. EXECUTIVE DIRECTOR'S REPORT – Danell Scarborough

IX. CHAIR'S REPORT – Dan Frazee

Dan Frazee, in closing read from an article: “Always keep in mind the appropriate role of oversight. I’m sure to ruffle a few feathers here. Especially since the role of oversight is so locally defined; I won’t even attempt to talk specifics here. What I will say is, generally, no matter what your governing doctrine or policy manual says about how you are supposed to do your job; your job is to do your job and your job only. It is not your job to do the police department’s job. What I mean by that is, if your job is to review the police department’s internal investigations, then do not (re)investigate their cases. If your role is to criticize the department’s analysis with respect to a given case (i.e., officer-involved shooting, in-custody death), then evaluate their analysis for appropriateness, objectivity and completeness—don’t do the analysis. If the police department asks for your opinion, that’s okay, you can give it to them; there’s nothing wrong with providing input earlier in the process and possibly coming to some common ground. After all, it’s your job is to make sure they do their job properly.”

The Citizens' Review Board on Police Practices reviews and evaluates serious complaints brought by the public against officers of the Police Department of the City of San Diego and reviews all officer involved shootings and in-custody deaths.

The purpose of the Board is to empower an independent citizens group to assure the public that complaints against San Diego police officers are investigated thoroughly, completely and fairly; and to recommend and advocate for policies which promote fair and humane policing of the city.

X. ADJOURNMENT: 8:40 PM

XI. NEXT MEETING: March 27, 2012 Logan Heights Branch Library, 567 S. 28th Street, San Diego, CA 92113

Materials Provided: Minutes for CRB Meeting of January 24, 2012